## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

YASANTE FOY, Individually and as Special	
Administrator and Special Representative of	)
the Estate of MARK HAYNIE JR, deceased,	)
Plaintiff,	)
	) Case No. 1:15-cv-03720
VS.	)
	)
CITY OF CHICAGO, a Municipal Corporation	) Honorable Judge Rueben Castillo
and,	)
DARRYL JOHNSON, TIM PHILBIN and	)
DONALD BANKS, Individually and as agents,	)
servants, and/or employees of the CITY OF	)
CHICAGO	)

## PLAINTIFF'S MOTION TO FILE AN AMENDED COMPLAINT

NOW COMES the, Plaintiff YASANTE FOY, by and through her attorneys TYLER LAW OFFICES pursuant to Rule 15(a) of the Federal Rules of Civil Procedure (F.R.Civ.P. 15(a)), respectfully moves this Honorable court for leave to file her Seventh Amended Complaint. In support thereof, the Plaintiffs state as follows:

- On February 28, 2017 the Court granted the Defendants motion to dismiss. (see Dkt.
   94.)
- 2. That in the Defendant's initial response to the Plaintiff's discovery, during the deposition of the currently named Defendants and that of former Defendant Officers Rueben DelValle and Jeffery Fiedlieb, Officer White was never mentioned as an officer present at the 11th District during the time Mr. Haynie Jr. was present.
- 3. That upon further review of the case and material in their entirety and after all deposition were taken and written documents were submitted, the Plaintiff believes that Officer Cedric White was a member of the Chicago Police Department present during Mark Haynie Jr.'s detention at the 11th District Harrison Police Station.
- 4. That the Plaintiff seeks to removal all claims against the former Defendants Ruben

  DelValle and Jeffery Friedlieb and add an additional Defendant Cedric White as a named

party to her lawsuit. (See attached Ex A.)

- 5. That officer White has been named as a witness for the Plaintiff and no objection was raised by the Defendant.
- 6. That should this motion be granted there will be no change to the matters before the court and no under prejudice or harm will come to either party.

WHEREFORE, Plaintiff, YASANTE FOY moves this Honorable Court for leave to file an Amended Complaint adding an addition Defendant and for any additional relief this Honorable Court deems proper.

Respectfully Submit,

/s/Jesse R. Tyler Counsel for the Plaintiff

Timothy R. Tyler Jesse R. Tyler **TYLER LAW OFFICES** 120 West Madison Suite 204 Chicago, Illinois 60602 312-920-1745